

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

MONROE DIVISION

DONNIE R. McCONNELL

CIVIL ACTION NO. 13-2926

VERSUS

JUDGE ROBERT G. JAMES

JUDGE SHARON MARCHMAN

MAGISTRATE JUDGE KAREN L. HAYES

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, including Plaintiff's filings [Doc. Nos. 11 & 12], and having determined that the findings and recommendation are correct under the applicable law,

IT IS ORDERED, ADJUDGED, AND DECREED that Plaintiff's civil action be **DISMISSED WITH PREJUDICE**, as frivolous, for failing to state a claim for which relief may be granted, and for seeking money damages from a defendant who is immune from suit pursuant to the provisions of 28 U.S.C. §1915.

IT IS FURTHER ORDERED that Plaintiff's civil action, to the extent that it may be construed as a petition for *habeas corpus*, be **DISMISSED** for failing to exhaust available State court remedies.

MONROE, LOUISIANA, this 21st day of January, 2014.



ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE